



Journal of the House

State of Indiana

120th General Assembly

First Regular Session

Twenty-third Day

Wednesday Morning

February 22, 2017

The invocation was offered by Pastor Rick Stone of Grace Baptist Church in Indianapolis, a guest of Representative Frizzell.

The House convened at 10:00 a.m. with Speaker Brian C. Bosma in the Chair.

The Pledge of Allegiance to the Flag was led by Representative Braun.

The Speaker ordered the roll of the House to be called:

Arnold	Kirchhofer
Austin	Klinker
Aylesworth <input type="checkbox"/>	Lawson
Bacon	Lehe
Baird	Lehman
Bartlett	Leonard
Bauer	Lucas
Behning	Lyness
Beumer	Macer
Borders	Mahan <input type="checkbox"/>
Braun	May
C. Brown	Mayfield
T. Brown	McNamara
Burton	Miller
Candelaria Reardon	Moed
Carbaugh	Morris
Cherry	Morrison
Clere	Moseley
Cook	Negele
Culver	Nisly
Davisson	Ober
DeLaney	Olthoff
DeVon	Pelath
Dvorak	Pierce
Eberhart	Porter <input type="checkbox"/>
Ellington	Pressel
Engleman	Pryor
Errington	Richardson
Forestal	Saunders
Friend	Schaibley
Frizzell	Shackleford
Frye	Siegrist
GiaQuinta	Slager
Goodin	Smaltz <input type="checkbox"/>
Gutwein	M. Smith <input type="checkbox"/>
Hamilton	V. Smith <input type="checkbox"/>
Hamm	Soliday
Harris	Speedy <input type="checkbox"/>
Hatfield	Stemler
Heaton	Steuerwald
Heine	Sullivan
Huston	Summers <input type="checkbox"/>
Jordan	J. Taylor
Judy	Thompson
Karickhoff	Torr
Kersey	VanNatter

Washburne
Wesco
Wolkins
Wright

J. Young
Zent
Ziemke
Mr. Speaker

Roll Call 189: 91 present; 9 excused. The Speaker announced a quorum in attendance. [NOTE: indicates those who were excused.]

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Thursday, February 23, 2017, at 10:00 a.m.

FRIEND

The motion was adopted by a constitutional majority.

RESOLUTIONS ON FIRST READING

House Resolution 25

Representatives Schaibley and Torr introduced House Resolution 25:

A HOUSE RESOLUTION recognizing West Clay Elementary School.

Whereas, In 2016, the United States Department of Education awarded West Clay Elementary School, of the Carmel Clay School Corporation, a National Blue Ribbon, with only 328 other schools across the entire country receiving the award last year as well;

Whereas, The National Blue Ribbon School Program was founded to recognize public and private elementary, middle, and high schools where students perform at very high levels or where significant improvements are being made in students' academic achievement;

Whereas, West Clay Elementary School was bestowed this mark of excellence for the school and students' exemplary performance, which is measured by national and state assessments; and

Whereas, This merit-based distinction is a testament to West Clay Elementary School's overall dedication, its academic success, and its history of achievement: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives congratulates West Clay Elementary School on its selection as a 2016 National Blue Ribbon School and encourages the administration, staff, and students to continue the good work.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to principal Jennifer Szuhaj and superintendent Dr. Nicholas D. Wahl.

The resolution was read a first time and adopted by voice vote.

House Resolution 26

Representative Eberhart introduced House Resolution 26:

A HOUSE RESOLUTION recognizing Helping Hands for Freedom.

Whereas, The mission of Helping Hands for Freedom is to provide military children and families the financial assistance necessary when dealing with a family member lost, wounded, or currently deployed;

Whereas, Helping Hands for Freedom was co-founded in 2009 by retired Staff Sergeant and Fairland resident, Patrick Shannon;

Whereas, Helping Hands for Freedom assists military families dealing with death, deployment, and loss, as well as helping with basic expenses during the transition;

Whereas, In addition, Helping Hands for Freedom assists those severely wounded in need of equipment or housing modifications and helps children with life enrichment programs, mentor programs, and counseling;

Whereas, Helping Hands for Freedom is a volunteer driven 501(3)c organization and the winner of the 2015 Lincoln Award, which is given to the top military charity by the Southwest Veterans Chamber of Commerce;

Whereas, In 2016, Helping Hands For Freedom embarked on a 3,100 mile walk across America to raise awareness of the plight of military families and to raise funds to build a retreat house and PTSD center;

Whereas, Helping Hands for Freedom plans to place the retreat house in central Indiana to assist military families, to honor Gold Star families, and to help end the epidemic of veteran suicides, which sees 22 occur each day;

Whereas, David Roth, a 20-plus year veteran of the Indianapolis Metropolitan Police Department and the former chairman of the board for Helping Hands for Freedom, and Kevin Winton, a 20-plus year teacher at Beech Grove Middle School, walked the entire trip from Atlantic City, New Jersey, to San Francisco, a trip which began April 28 and lasted until August 26; and

Whereas, Helping Hands for Freedom is devoted to serving the men, women, and children who are most in need: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives applauds the efforts of Helping Hands for Freedom in its effort to help veterans and their families and to urge all Hoosiers to help this outstanding organization whenever possible.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Eric Snelz, CEO/Executive Director of Helping Hands for Freedom.

The resolution was read a first time and adopted by voice vote.

HOUSE BILLS ON SECOND READING

Pursuant to House Rule 143.1, the following bills which had no amendments filed, were read a second time by title and ordered engrossed: House Bills 1145, 1245 and 1540.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 11:31 a.m. with the Speaker in the Chair.

Upon request of Representative Pierce, the Speaker ordered the roll of the House to be called to determine the presence or absence of a quorum. Roll Call 190: 67 present. The Speaker declared a quorum present.

Representatives Porter, V. Smith, Summers and J. Young, who had been excused, are now present.

RESOLUTIONS ON FIRST READING**Senate Concurrent Resolution 20**

The Speaker handed down Senate Concurrent Resolution 20, sponsored by Representatives DeVon, Bauer, J. Taylor and Miller:

A CONCURRENT RESOLUTION memorializing the life of Lester J. "Les" Fox.

Whereas, Lester J. "Les" Fox was born on August 8, 1924, in Chilton, Wisconsin to John and Lillian (Bowe) Fox;

Whereas, Les served in the United States Navy during World War II and, upon his return from the war, married the love of his life, Viola Kurtz, on July 19, 1949;

Whereas, Les was an integral member of the South Bend community, working for the Studebaker Corporation from 1944 to 1963 as a dedicated employee and eventual vice president of Local #5 of the International Union of United Automobile Workers;

Whereas, After his tenure at Studebaker Corporation, Les became nationally involved in fighting for the rights of the unemployed, the elderly, and the underserved by becoming the director for Project ABLE in 1963, establishing the Regional Office of Economic Opportunity in Atlanta, Georgia to implement the Economic Opportunity Act under President Lyndon Johnson, and then becoming the President and CEO of REAL Services, Inc. in South Bend;

Whereas, During his time at REAL Services, Inc., Les testified before Congress to urge passage of the Older Americans Act;

Whereas, Under Les's leadership, REAL Services, Inc. was designated as the Area Agency on Aging and served older adults in five different Indiana counties;

Whereas, Les served on numerous Advisory Councils and Boards throughout Indiana, including a role as Program Consultant to the U.S. Department of Labor, U.S. Senate Committee on Aging, and the National Council on Aging;

Whereas, Les received the Sagamore of the Wabash from Governors Orr, Bayh, O'Bannon, Kernan, and Daniels and was inducted into the South Bend Community Hall of Fame in 1996;

Whereas, Les retired as President and CEO of REAL Services, Inc. at the age of 82 on March 1, 2007, to enjoy friends and the game of golf; and

Whereas, Les passed away on October 11, 2016, at the age of 92, leaving a legacy as a trailblazer and a highly respected advocate for underserved populations in his community: Therefore,

Be it resolved by the Senate of the General Assembly of the State of Indiana, the House of Representatives concurring:

SECTION 1. That the Indiana General Assembly memorializes the life of Lester J. "Les" Fox.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to Rebecca Zaseck, current president and CEO of REAL Services, Inc.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

Representatives Slager and Sullivan, who had been present, are now excused.

HOUSE BILLS ON SECOND READING

House Bill 1470

Representative Ober called down House Bill 1470 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1470-1)

Mr. Speaker: I move that House Bill 1470 be amended to read as follows:

Page 2, delete lines 10 through 12, begin a new paragraph and insert:

"Sec. 3. "Government information" refers to any information created, received, maintained, or stored by or otherwise in the control of a governmental entity, regardless of the form or the media on which the information is recorded."

Page 2, delete lines 27 through 36, begin a new paragraph and insert:

"Sec. 6. (a) Notwithstanding section 5 of this chapter, a governmental entity is not required to give the legislative services agency free accessibility until the legislative services agency requests free accessibility from the governmental entity.

(b) The legislative services agency may enter into an agreement with a government entity to establish the terms of the free accessibility.

(c) Except as otherwise specifically provided in this chapter or another statute, this chapter does not require a governmental entity to record information or expend additional resources for the purpose of computer programming to make or convert information to a format required under this chapter.

(d) Free accessibility is subject to the policies, limits, and procedures that the legislative council may establish."

Page 4, line 5, delete "and".

Page 4, line 29, delete "and".

Page 4, line 37, delete "and".

Page 5, line 11, delete "and IC 5-14-3," and insert ",".

Page 5, line 15, after "subdivisions," insert "and".

Page 5, line 15, after "and" insert "for".

Page 6, between lines 10 and 11, begin a new paragraph and insert:

"(c) Requests made in accordance with IC 5-14-3 for state data to which the MPH does not have title must be directed to the agency sharing the state data. The MPH may not fulfill such a request."

Page 6, line 34, delete "Any other individual or" and insert "A".

Page 6, line 34, delete "." and insert "(as defined in IC 5-22-2-20)".

Page 7, line 6, delete "and".

Page 7, line 33, delete "an" and insert "a state".

Renumber all SECTIONS consecutively.

(Reference is to HB 1470 as printed February 7, 2017.)

OBER

Motion prevailed. The bill was ordered engrossed.

House Bill 1494

Representative Wolkins called down House Bill 1494 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1494-1)

Mr. Speaker: I move that House Bill 1494 be amended to read as follows:

Page 10, line 16, delete "either" and insert "any".

Page 10, line 24, delete "more than".

Page 10, line 25, delete "(10%); or" and insert "**(10%) or more;**".

Page 10, line 26, delete "more".

Page 10, line 27, delete "than".

Page 10, line 27, delete "(10%)." and insert "**(10%) or more;**
or

(C) increase manure storage capacity by less than ten percent (10%).

(d) A new permit is required for any of the following:

(1) Construction of a new manure storage facility that would increase manure storage capacity beyond the capacity approved in the most recently issued permit.

(2) A change to a manure storage facility that would increase manure storage capacity by ten percent (10%) or more."

Page 10, line 28, delete "(d)" and insert "(e)".

Page 10, line 29, delete "(c)," and insert "**(c) or (d),"**

Page 10, line 32, delete "(e)" and insert "**(f)"**.

(Reference is to HB 1494 as printed February 17, 2017.)

WOLKINS

Motion prevailed. The bill was ordered engrossed.

House Bill 1511

Representative Braun called down House Bill 1511 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

House Bill 1383

Representative Behning called down House Bill 1383 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1383-1)

Mr. Speaker: I move that House Bill 1383 be amended to read as follows:

Page 1, line 3, after "19." insert "**(a)"**.

Page 1, line 3, after "shall" insert "**, after considering the findings described in subsection (b),"**

Page 1, after line 6, begin a new paragraph and insert:

"(b) This subsection expires January 1, 2020. The legislative council shall assign, during the 2017 interim, to the education interim study committee established by IC 2-5-1.3-4(5) the issue of establishing content area licenses for elementary school teacher licenses. Not later than November 1, 2017, the education interim study committee shall issue a report of its findings to the governor, the state board, and the general assembly in an electronic format under IC 5-14-6."

(Reference is to HB 1383 as printed February 20, 2017.)

V. SMITH

Motion failed. The bill was ordered engrossed.

House Bill 1384

Representative Behning called down House Bill 1384 for second reading. The bill was read a second time by title.

HOUSE MOTION (Amendment 1384-1)

Mr. Speaker: I move that House Bill 1384 be amended to read as follows:

Page 6, between lines 3 and 4, begin a new paragraph and insert:

"SECTION 9. IC 20-30-5-2, AS AMENDED BY P.L.286-2013, SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 2. (a) Each public and nonpublic high school shall provide a required course that is:

- (1) not less than one (1) year of school work; and
- (2) in the:

- (A) historical;
- (B) political;
- (C) civic;
- (D) sociological;
- (E) economical; and
- (F) philosophical;

aspects of the constitutions of Indiana and the United States.

- (b) The state board shall:

- (1) prescribe the course described in this section and the course's appropriate outlines; and
- (2) adopt the necessary curricular materials for uniform instruction.

(c) **Except as provided in IC 20-32-4-13**, a high school student may not receive a diploma unless the student has successfully completed the interdisciplinary course described in this section.

SECTION 2. IC 20-30-5-4, AS ADDED BY P.L.1-2005, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 4. (a) Each public school and nonpublic school shall provide within the two (2) weeks preceding a general election for all students in grades 6 through 12 five (5) full recitation periods of class discussion concerning:

- (1) the system of government in Indiana and in the United States;
- (2) methods of voting;
- (3) party structures;
- (4) election laws; and
- (5) the responsibilities of citizen participation in government and in elections.

(b) **Except as provided in IC 20-32-4-13**, a student may not receive a high school diploma unless the student has completed a two (2) semester course in American history.

(c) If a public school superintendent violates this section, the state superintendent shall receive and record reports of the violations. The general assembly may examine these reports."

Page 6, between lines 20 and 21, begin a new paragraph and insert:

"SECTION 12. IC 20-32-4-13 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: **Sec. 13. (a) The governing body of a school corporation shall issue a diploma for a deceased student at the request of a parent (as defined in IC 20-18-2-13) of the student if the student:**

- (1) died while enrolled in grade 12 of a school in the school corporation; and
- (2) was academically eligible or on track to meet the requirements for the diploma at the time of death.

(b) **A student described in subsection (a) may not be considered a graduate for purposes of IC 20-26-13.**"

Renumber all SECTIONS consecutively.

(Reference is to HB 1384 as printed February 20, 2017.)

PRYOR

Upon request of Representatives Pelath and Lawson, the Speaker ordered the roll of the House to be called. Roll Call 191: yeas 92, nays 0. Motion prevailed.

Representative Sullivan, who had been excused, is now present.

HOUSE MOTION
(Amendment 1384-2)

Mr. Speaker: I move that House Bill 1384 be amended to read as follows:

Page 7, delete lines 26 through 42.

Page 8, delete lines 1 through 26.

Renumber all SECTIONS consecutively.

(Reference is to HB 1384 as printed February 20, 2017.)

DELANEY

Upon request of Representatives Pelath and Porter, the Speaker ordered the roll of the House to be called. Roll Call 192: yeas 30, nays 63. Motion failed.

HOUSE MOTION
(Amendment 1384-5)

Mr. Speaker: I move that House Bill 1384 be amended to read as follows:

Page 3, delete lines 8 through 10.

Page 3, line 11, delete "(g)" and insert "(f)".

(Reference is to HB 1384 as printed February 20, 2017.)

DELANEY

Upon request of Representatives Pelath and Porter, the Speaker ordered the roll of the House to be called. Roll Call 193: yeas 31, nays 60. Motion failed.

Representative Slager, who had been excused, is now present.

HOUSE MOTION
(Amendment 1384-4)

Mr. Speaker: I move that House Bill 1384 be amended to read as follows:

Page 1, delete lines 1 through 17.

Page 2, delete lines 1 through 10.

Renumber all SECTIONS consecutively.

(Reference is to HB 1384 as printed February 20, 2017.)

DELANEY

Upon request of Representatives C. Brown and Porter, the Speaker ordered the roll of the House to be called. Roll Call 194: yeas 91, nays 2. Motion prevailed.

With there being no further amendments the bill was ordered engrossed.

House Bill 1449

Representative DeVon called down House Bill 1449+ for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1449-1)

Mr. Speaker: I move that House Bill 1449+ be amended to read as follows:

Page 4, between lines 32 and 33, begin a new paragraph and insert:

"Sec. 6. A school corporation may enter into an agreement with a postsecondary educational institution to authorize the postsecondary educational institution to collaborate in the consideration and approval of a mentor to a new teacher who attended the postsecondary educational institution."

Page 4, line 33, delete "6. " and insert "7."

Page 4, line 40, delete "7." and insert "8."

(Reference is to HB 1449 as printed February 20, 2017.)

BEHNING

Motion prevailed. The bill was ordered engrossed.

House Bill 1144

Representative Slager called down House Bill 1144 for second reading. The bill was read a second time by title.

HOUSE MOTION
(Amendment 1144-1)

Mr. Speaker: I move that House Bill 1144 be amended to read as follows:

Page 4, between lines 29 and 30, begin a new line block indented and insert:

"(4) For an eligible county that is not a member of the northwest Indiana regional development authority and in which a rail project (as defined by IC 36-7.5-4.5-13) is located, to pay the county's local share of obligations incurred to finance the rail project."

Page 5, between lines 33 and 34, begin a new paragraph and insert:

"SECTION 3. IC 36-7.5-1-11, AS AMENDED BY P.L.119-2012, SECTION 215, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 11. "Eligible county" refers to the following counties:

(1) A county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000).

(2) A county having a population of more than one hundred fifty thousand (150,000) but less than one hundred seventy thousand (170,000).

(3) A county having a population of more than one hundred eleven thousand (111,000) but less than one hundred fifteen thousand (115,000), if:

(A) the fiscal body of the county has adopted an ordinance under IC 36-7.5-2-3(e) providing that the county is joining the development authority; and

(B) the fiscal body of the city described in IC 36-7.5-2-3(e) has adopted an ordinance under IC 36-7.5-2-3(e) providing that the city is joining the development authority.

(4) A county having a population of more than two hundred fifty thousand (250,000) but less than two hundred seventy thousand (270,000) if the fiscal body of the county has adopted an ordinance under IC 36-7.5-2-3(j) providing that the county is joining the development authority."

Page 7, line 16, strike "and".

Page 7, line 16, after "(h)," insert "(j), and (k)".

Page 9, between lines 38 and 39, begin a new paragraph and insert:

"(j) If the fiscal body of a county having a population of more than two hundred fifty thousand (250,000) but less than two hundred seventy thousand (270,000) adopts an ordinance to become a member of the development authority, the county becomes a member of the development authority and is considered an eligible county for purposes of this article. Notwithstanding subsection (b), if the county fiscal body adopts an ordinance under this subsection and the county becomes an eligible county participating in the development authority, the membership of the development board is determined as follows:

(1) If the county described in subsection (e) has not become a member of the development authority, the development board is composed of nine (9) members rather than seven (7) members.

(2) If the county described in subsection (e) has become a member of the development authority, the development board is composed of eleven (11) members rather than nine (9) members.

(k) This subsection applies only if the fiscal body of a county having a population of more than two hundred fifty thousand (250,000) but less than two hundred seventy thousand (270,000) adopts an ordinance to become a member of the development authority. The additional two (2) members of the development board authorized by subsection (j) must be appointed in the following manner:

(1) The governor shall appoint one (1) additional member who shall serve at the pleasure of the governor. The member appointed under this subdivision must be an individual nominated by the mayor of the largest city located in the county. The mayor shall nominate three (3) residents of the county for appointment under this subdivision.

(2) One (1) additional member appointed jointly by the county executive and the county fiscal body."

Page 11, between lines 40 and 41, begin a new paragraph and insert:

"SECTION 7. IC 36-7.5-4-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 2.5. (a) This section applies only to an eligible county described in IC 36-7.5-1-11(4).

(b) If the fiscal body of the eligible county adopts an ordinance to become a member of the development authority, the fiscal officer of the county shall transfer three million five hundred thousand dollars (\$3,500,000) each year to the development authority for deposit in the development authority fund established under section 1 of this chapter. The fiscal officer may make the payments required by this subsection from:

(1) any revenue source described in section 1(b) of this chapter;

(2) the county's major bridge fund;

(3) any source of revenue from which the payment is not otherwise prohibited by law; or

(4) any combination of the sources described in subdivisions (1) through (3)."

Page 12, line 23, after "authority" insert "or an eligible county".

Page 12, between lines 24 and 25, begin a new paragraph and insert:

"Sec. 7. As used in this chapter, "eligible county" means a county that is not a member of the development authority and in which a rail project is located."

Page 12, line 25, delete "7." and insert "8."

Page 12, line 30, delete "8." and insert "9."

Page 12, line 37, delete "9." and insert "10."

Page 13, line 1, delete "10." and insert "11."

Page 13, line 9, delete "11." and insert "12."

Page 13, line 13, delete "12." and insert "13."

Page 13, line 17, delete "13." and insert "14."

Page 13, line 24, delete "14." and insert "15."

Page 13, line 31, delete "15." and insert "16. (a)".

Page 13, between lines 40 and 41, begin a new paragraph and insert:

"(b) An eligible county shall enter into an agreement with the Indiana finance authority to make debt service payments to the Indiana finance authority to cover its share of the obligations for the mainline double tracking project."

Page 13, line 41, delete "16." and insert "17."

Page 13, line 41, after "authority" insert "or an eligible county".

Page 14, line 1, after "authority" insert "or an eligible county".

Page 14, line 5, delete "authority." and insert "authority or within an eligible county."

Page 14, line 12, after "authority" insert "or the fiscal body of the eligible county".

Page 14, line 16, after "authority" insert "or the eligible county".

Page 14, line 21, after "authority" insert "or the eligible county".

Page 14, line 34, delete "17." and insert "18."

Page 14, line 34, after "authority" insert "or the eligible county".

Page 14, line 36, delete "authority." and insert "authority or the eligible county, whichever applies."

Page 14, line 37, after "authority" insert "or the eligible county".

Page 15, line 2, after "authority" insert "or an eligible county".

Page 15, line 3, after "authority" insert "or the eligible county".

Page 15, line 6, delete "18." and insert "19".

Page 15, line 8, after "authority" insert "**or the eligible county**".

Page 15, line 11, delete "authority;" and insert "**authority or the eligible county, whichever applies**".

Page 15, line 15, after "authority" insert "**or the eligible county**".

Page 15, line 19, after "authority" insert "**or the eligible county, whichever applies**".

Page 15, line 20, after "authority" insert "**or the eligible county**".

Page 15, line 22, delete "authority." and insert "**authority or the eligible county**".

Page 15, line 23, after "authority" insert "**or the eligible county**".

Page 15, line 24, delete "the" and insert "**its**".

Page 15, line 26, delete "19." and insert "20".

Page 15, line 26, after "authority" insert "**or the eligible county, whichever applies**".

Page 15, line 30, after "authority" insert "**or the eligible county**".

Page 15, line 36, after "authority" insert "**or the fiscal body of the eligible county, whichever applies**".

Page 15, line 39, delete "20." and insert "21".

Page 15, line 39, after "authority" insert "**or the eligible county**".

Page 15, line 42, after "authority" insert "**or the eligible county**".

Page 15, line 42, delete "in the" and insert "**in its**".

Page 16, line 6, delete "the" and insert "**its**".

Page 16, line 8, after "authority" insert "**or the fiscal body of the eligible county**".

Page 16, line 9, after "authority's" insert "**or the eligible county's**".

Page 16, line 10, delete "21." and insert "22".

Page 16, line 10, after "authority" insert "**or the eligible county**".

Page 16, line 17, after "authority" insert "**or the eligible county**".

Page 16, line 24, after "authority" insert "**or the eligible county**".

Page 16, line 26, delete "22." and insert "23".

Page 17, line 1, delete "23." and insert "24".

Page 17, line 21, delete "24." and insert "25".

Page 17, line 41, after "authority" insert "**or an eligible county**".

Page 18, line 1, delete "25." and insert "26".

Page 18, line 14, after "authority" insert "**or the eligible county**".

Page 18, line 18, after "authority" insert "**and each eligible county**".

Page 18, line 30, after "authority" insert "**and each eligible county**".

Page 18, line 32, after "authority" insert "**and each eligible county**".

Page 18, line 35, after "authority" insert "**and each eligible county**".

Page 18, line 38, delete "authority;" and insert "**authority or the eligible county, whichever applies**".

Page 18, line 41, after "authority" insert "**and each eligible county**".

Page 18, line 42, delete "the" and insert "**its**".

Page 19, line 2, delete "26." and insert "27".

Page 19, line 5, after "authority" insert "**or the eligible county**".

Page 19, line 7, after "authority" insert "**or an eligible county**".

Page 19, line 9, delete "27." and insert "28".

Page 19, line 16, delete "28." and insert "29".

Page 19, line 24, after "authority" insert "**or the eligible county**".

Page 19, line 25, after "authority's" insert "**or the eligible county's**".

Page 19, line 26, delete "the" and insert "**its**".

Page 19, line 29, delete "IC 36-7.5-4-1." and insert "**IC 36-7.5-4-1, in the case of the development authority, or to the fund or funds of the county that were used to make the payments required for a rail project, in the case of an eligible county**".

Page 19, line 30, delete "29." and insert "30".

Page 19, line 34, delete "30." and insert "31".

Re-number all SECTIONS consecutively.
(Reference is to HB 1044 as printed February 20, 2017.)

DVORAK

Upon request of Representatives Dvorak and Pelath, the Speaker ordered the roll of the House to be called. Roll Call 195: yeas 37, nays 55. Motion failed. The bill was ordered engrossed.

The Speaker yielded the gavel to the Deputy Speaker Pro Tempore, Representative Karickhoff.

The House recessed for the remarks of U.S. Senator Todd Young.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1104

Representative Beumer called down Engrossed House Bill 1104 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 196: yeas 91, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Merritt, Charbonneau and Raatz.

Engrossed House Bill 1178

Representative Kersey called down Engrossed House Bill 1178 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 197: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Becker, Ford and Niezgodski.

Engrossed House Bill 1337

Representative Kirchhofer called down Engrossed House Bill 1337 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning health.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 198: yeas 91, nays 3. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Charbonneau.

Engrossed House Bill 1421

Representative Pressel called down Engrossed House Bill 1421 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 199: yeas 91, nays 1. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Doriot and Messmer.

Engrossed House Bill 1444

Representative Judy called down Engrossed House Bill 1444 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 200: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Zay, Doriot and Head.

Engrossed House Bill 1472

Representative Wesco called down Engrossed House Bill 1472 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 201: yeas 53, nays 40. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsor: Senator Walker.

Engrossed House Bill 1519

Representative VanNatter called down Engrossed House Bill 1519 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning utilities.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 202: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Charbonneau, Eckerty and Ford.

Engrossed House Bill 1521

Representative Richardson called down Engrossed House Bill 1521 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 203: yeas 94, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators Walker, Koch and Lanane.

OTHER BUSINESS ON THE SPEAKER'S TABLE

HOUSE MOTION

Mr. Speaker: I move that Representatives DeLaney, J. Young and Pierce be added as coauthors of House Bill 1245.

KARICKHOFF

Motion prevailed.

HOUSE MOTION

Mr. Speaker: I move that House Rule 105.1 be suspended for the purpose of adding more than three coauthors and that Representative Schaibley be added as coauthor of House Bill 1444.

JUDY

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed Engrossed Senate Bills 108, 189, 224, 228, 231, 243, 248, 294, 312, 344, 350, 376, 390, 400, 416, 446, 456, 494, 504, 510, 516 and 544 and the same are herewith transmitted to the House for further action.

JENNIFER L. MERTZ

Principal Secretary of the Senate

On the motion of Representative Gutwein, the House adjourned at 1:13 p.m., this twenty-second day of February, 2017, until Thursday, February 23, 2017, at 10:00 a.m.

BRIAN C. BOSMA

Speaker of the House of Representatives

M. CAROLINE SPOTTS

Principal Clerk of the House of Representatives